

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant(s): Richard Richley et al. )  
 Application No. 10/518,423 )  
 Filed: December 17, 2004 ) Group Art Unit: 3774  
 For: DEVICES AND METHODS FOR )  
 MINIMALLY INVASIVE TREATMENT )  
 OF DEGENERATED SPINAL DISCS )  
 Examiner: Alvin J. Stewart ) Attorney Docket No. TDYNE-305

SEP 17 2008

PETITION UNDER 37 CFR §1.136(a) AND §1.17

Mail Stop RCE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

A three-month extension of time in the above-identified application, i.e., to and including September 17, 2008, is respectfully requested.

There is submitted herewith the following:

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**, together with an authorization to charge our Deposit Account for the required fee of \$405.00

Please charge the required fee of \$525.00 for a three-month extension of time to our Deposit Account No. 15-0508.

Kindly charge any additional fees or credit any overpayment concerning this matter to our Deposit Account No. 15-0508.

Respectfully submitted,

By   
 Talivaldis Cepuritis (Reg. No. 20,818)

September 17, 2008

OLSON & CEPURITIS, LTD.  
 20 North Wacker Drive, 36th Floor  
 Chicago, Illinois 60606  
 (312) 580-1180

09/18/2008 VBUI11 00000025 150508 10518423

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this PETITION UNDER 37 CFR §1.136(a) AND §1.17 is being transmitted by facsimile transmission to Fax No. 571-273-8300 on September 17, 2008.

  
 Talivaldis Cepuritis (Reg. No. 20,818)